

Privacy Policy

§ 1 Details of the data controller and contact details for the data protection officer

1) Below, we provide information on the processing of personal data when using our website in accordance with the provisions of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (hereinafter: “GDPR”). Personal data within the meaning of Article 4(1) of the GDPR is any data relating to you personally, e.g. name, address, email addresses, etc.

2) The controller pursuant to Article 4(7) of the GDPR is Becker Mining Systems AG, Landwehrplatz 6 – 7, 66111 Saarbrücken.

3) You can contact our Data Protection Officer at privacy@becker-mining.com or at our postal address mentioned above, adding “The Data Protection Officer”. Any data subject may contact our Data Protection Officer directly at any time with any questions or suggestions regarding data protection.

§ 2 Contact

1) When you contact us by email or via a contact form, we will process the data you provide in order to answer your questions. The legal basis for this processing is our legitimate interest pursuant to Article 6(1)(f) of the GDPR, which specifically lies in the legitimate interest of responding to your enquiry and communicating with you. We will delete the data collected in this context for the sole purpose of communication, without the conclusion or existence of a contract with you, no later than three years after responding to your enquiry.

2) If a contract is concluded with you in the course of this communication, the data processing is based on Article 6(1)(b) of the GDPR. In this case, the duration of data storage is governed by the statutory retention periods, in particular Sections 257 of the German Commercial Code (HGB) and 147 of the German Fiscal Code (AO) (6 or 10 years).

3) The recipient of the aforementioned data is our data processor, Microsoft Ireland Operations Limited.

§ 3 Visiting our website

1) When using our website for purely informational purposes, i.e. if you do not register or otherwise provide us with information, we only process the personal data that your browser transmits to our server. If you wish to view our website, we process the following data, which is technically necessary for us to display our website to you and to ensure its stability and security (The legal basis for this processing is our legitimate interests pursuant to Article 6(1)(f) of the GDPR, which specifically consist of providing the content of our website and ensuring its technical functionality):

- IP address,
- Date and time of the request,
- Content of the request (specific web page),

- Access status/HTTP status code,
- Amount of data transferred in each case,
- Website from which the request originates, and
- Browser.

2) The recipient of the aforementioned data is our data processor in the hosting sector.

3) The aforementioned data is retained for seven days.

4) Use of cookies

In order to provide and continuously improve our services and to display advertising tailored to your interests, Becker Mining uses various services on its website that employ cookies and similar technologies. Details regarding the cookies and similar technologies used on our website can be found via our cookie banner [\[pl1\] \[AG2\]](#), where you can view information on each individual technology used in the cookie banner. Clicking on 'Privacy Settings' will take you to the cookie banner.

§ 4 Applications to Becker Mining

1) The data controller processes applicants' personal data for the purpose of handling the application process. Processing may also take place electronically. This is particularly the case if an applicant submits the relevant application documents electronically, for example by e or via a web form on our website. If the data controller enters into an employment contract with an applicant, the data provided will be stored for the purpose of managing the employment relationship in accordance with legal requirements. The legal basis in this case is Article 6(1)(b) of the GDPR.

2) If the controller does not conclude an employment contract with the applicant, the application documents will be automatically deleted six months after notification of the rejection decision, provided that no other legitimate interests of the controller preclude such deletion. Other legitimate interests in this context include, for example, a duty to provide evidence in proceedings under the General Equal Treatment Act (AGG). The legal basis for the processing is also Article 6(1)(b) of the GDPR.

§ 5 Social Media

Becker Mining also maintains a presence on various social media platforms. Below you will find information regarding the processing of personal data in this context.

1) LinkedIn

For the information service offered here, Becker Mining utilises the technical platform and services of LinkedIn Ireland Unlimited Company, Wilton Place, Dublin 2, Ireland (hereinafter "LinkedIn"). Please note that you use this Becker Mining LinkedIn page and its functions at your own risk. This applies in particular to the use of interactive functions (e.g. commenting, sharing, rating).

a) Joint controllership with LinkedIn

Becker Mining is jointly responsible with LinkedIn solely for the processing of so-called “Insights data”, insofar as this data is used to generate so-called “Page Insights”.

Becker Mining and LinkedIn have entered into an agreement within the framework of their joint responsibility, which you can access here: <https://legal.linkedin.com/pages-joint-controller-addendum> (the “Page Insights Joint Controller Addendum”). The agreement relates to data processing activities recorded in connection with a visit to or interaction with our LinkedIn profile, but only insofar as this data is also (subsequently) processed for “Page Insights”. “Page Insights” comprise analytical services that help the operator of a LinkedIn profile to better understand interactions with their pages. The purpose of the data processing is to generate aggregated statistics for LinkedIn profile operators.

This involves the processing of data in the context of a visit to or interaction with a LinkedIn profile, but only insofar as the purpose is use for “Page Insights”.

LinkedIn provides further information on this at the following link: <https://www.linkedin.com/help/linkedin/answer/4499/linkedin-page-analytics-overview?lang=en>. The “Information on data for ‘Page Insights’” (<https://legal.linkedin.com/pages-joint-controller-addendum>) explains how and when “Insights data” is collected and used to generate “Page Insights”:

- When a LinkedIn member visits, follows or engages with the page, LinkedIn processes personal data to provide the page administrator with insights into usage;
- In particular, LinkedIn processes data that the member has provided to LinkedIn, such as data on job title, country, industry, length of service, company size and employment status from a member’s profile; and
- Furthermore, LinkedIn processes information about how a member has interacted with your company page, e.g. whether a member is a follower.

When you visit our LinkedIn page, LinkedIn collects, among other things, your IP address and other information stored on your computer in the form of cookies. This information is used to provide us, as the operator of the LinkedIn page, with statistical information regarding the use of the LinkedIn page. We do not receive any personal data from LinkedIn in this context.

The data collected about you in this context is processed by LinkedIn and may be transferred to countries outside the European Union. LinkedIn describes in general terms what information it receives and how it is used in its User Agreement and Privacy Policy. There you will also find information on how to contact LinkedIn and on the settings for advertisements. LinkedIn’s Privacy Policy is available at the following link: https://www.linkedin.com/legal/privacy-policy?trk=homepage-basic_footer-privacy-policy.

Should you wish to exercise any of your rights as a data subject under the GDPR, please note that we cannot fully comply with all these rights without LinkedIn. It would therefore certainly be more effective for you to contact LinkedIn directly. Should you nevertheless require assistance, please do not hesitate to contact us.

The respective responsibilities between Becker Mining and LinkedIn, particularly with regard to safeguarding data subjects’ rights, can be found in the Page Insights Addendum (<https://legal.linkedin.com/pages-joint-controller-addendum>).

LinkedIn assumes primary responsibility for fulfilling the GDPR obligations relating to the joint processing of “Insights data”. This includes the fulfilment of the following data subject rights:

- The right of access (Art. 15 GDPR);
- The right to erasure (Art. 17 GDPR);
- The right to restriction of processing (Art. 18 GDPR);
- The right to data portability (Art. 20 GDPR); and
- The right to object (Art. 21 GDPR).

Further details on exercising these rights are provided by LinkedIn in section 4 of its Privacy Policy: https://www.linkedin.com/legal/privacy-policy?trk=homepage-basic_footer-privacy-policy.

b) Responsibility of Becker Mining

In addition, Becker Mining is also solely responsible for certain data processing activities. In order to provide our information service, we process the following data for communication with LinkedIn users:

- User interactions (posts, likes, etc.);
- Profile name and data provided by the user in the conversation history, e.g. for processing service enquiries;
- Statistical surveys for targeted advertising;
- Statistical data on user interactions in aggregated form, i.e. without any personal reference for Becker Mining (e.g. page activities, page views, page previews, likes, recommendations, posts, videos, page subscriptions including origin, times of day); and
- Target group-oriented advertisements based on aggregated demographic data that cannot be linked to specific individuals (e.g. age, place of residence, language or gender).

The processing is carried out for the purpose of responding to your enquiries (if you have submitted an enquiry to us) or communicating with you, and to publish information about events, products and services offered by Becker Mining. The legal basis for processing for the purpose of responding to enquiries that serve to conclude a future contract and are initiated by you is Article 6(1)(b) of the GDPR, and in all other cases Article 6(1)(f) of the GDPR. 1(b) of the GDPR and, in all other cases, Article 6(1)(f) of the GDPR.

Insofar as personal data is transferred to LinkedIn servers in the USA and stored and further processed there, this is done on the basis of the relevant adequacy decision of the European Commission (Commission Implementing Decision (EU) 2023/1795 of 10 July 2023 pursuant to Regulation (EU) 2016/679 of the European Parliament and of the Council on the adequacy of the level of protection of personal data under the EU-US Privacy Shield Framework).

The legitimate interest lies in the effective provision of information to users, customers and prospective clients, communication with these individuals, and the external presentation of Becker Mining.

Once your enquiry has been dealt with, the personal data you have provided will be deleted from our systems. Should you interact with us publicly, for example by leaving a comment or ‘liking’ a post, this data will remain publicly accessible on the page until it is deleted by us or by you. Insofar as statutory retention obligations require longer storage, your data will be stored solely for this purpose and blocked for other purposes.

To exercise your right to object, please contact us either at privacy@becker-mining.com or at the above address by post or telephone.

We will then process your request immediately.

The provision of your data is voluntary. However, it is not possible to visit our profile without us processing personal data jointly with LinkedIn, or with Becker Mining and LinkedIn each acting under their own separate responsibility.

2) Facebook

Becker Mining uses the technical platform and services of Meta Platforms Ireland Limited, Merrion Road, Dublin 4, D04 X2K5, Ireland (hereinafter “Facebook”) for the information service offered here.

Please note that you use this Facebook page and its features at your own risk. This applies in particular to the use of interactive features (e.g. commenting, sharing, rating). Alternatively, you can also access the information provided via this page on our website at <https://www.becker-mining.com/>. When you visit our Facebook page, Facebook collects, amongst other things, your IP address and other information stored on your computer in the form of cookies.

a) Joint responsibility with Facebook

This information is used to provide us, as the operator of the Facebook pages, with statistical information regarding the use of the Facebook page. Facebook provides further details on this via the following link: <https://de-de.facebook.com/help/pages/insights>.

The data collected about you in this context is processed by Meta Platforms Ireland Limited and may be transferred to countries outside the European Union. Facebook describes in general terms what information it receives and how it is used in its Data Use Policy. There you will also find information on how to contact Facebook and on the settings options for advertisements. The Data Policy is available via the following link: <https://de-de.facebook.com/about/privacy>. Facebook’s full Data Policy can be found here: https://de-de.facebook.com/full_data_use_policy.

Facebook does not clearly and conclusively state how it uses data from visits to Facebook pages for its own purposes, to what extent activities on the Facebook page are attributed to individual users, how long Facebook stores this data, or whether data from a visit to the Facebook page is passed on to third parties, and we are not aware of this. When you access a Facebook page, the IP address assigned to your device is transmitted to Facebook. According to Facebook, this IP address is anonymised (in the case of ‘German’ IP addresses). Facebook also stores information about its users’ devices (e.g. as part of the ‘Login Notification’ feature); where applicable, this enables Facebook to link IP addresses to individual users. If you, as a user, are currently logged into Facebook, a cookie containing your Facebook ID is stored on your device.

This enables Facebook to track that you have visited this page and how you have used it. This also applies to all other Facebook pages. Through Facebook buttons embedded in websites, Facebook is able to record your visits to these websites and associate them with your Facebook profile. Based on this data, content or advertising can be tailored to you.

If you wish to avoid this, you should log out of Facebook or deactivate the ‘stay logged in’ function, delete the cookies stored on your device, and close and restart your browser. This will delete

Facebook information that can be used to identify you directly. This allows you to use our Facebook page without your Facebook ID being revealed. When you access interactive features on the page (Like, Comment, Share, Messages, etc.), a Facebook login screen will appear. Once you have logged in, you will once again be recognisable to Facebook as a specific user. Information on how to manage or delete information held about you can be found on the following Facebook Support pages: <https://de-de.facebook.com/about/privacy#>

b) Responsibility of Becker Mining

In addition, Becker Mining is also solely responsible for certain data processing activities. We process the following data for the purpose of communicating with Facebook users as part of our information service:

- User interactions (posts, likes, etc.),
- Profile name and data provided by the user in the conversation history, e.g. for processing service enquiries,
- Statistical surveys for target group advertising,
- Statistical data on user interactions in aggregated form, i.e. without any personal reference for Becker Mining (e.g. page activities, page views, page previews, likes, recommendations, posts, videos, page subscriptions including origin, times of day), and
- Targeted advertisements based on aggregated demographic data that cannot be linked to specific individuals (e.g. age, place of residence, language or gender).
- You can find the current version of this privacy policy under the 'Privacy' section on our Facebook page. If you have any questions regarding the information we provide, please contact us at privacy@becker-mining.com.

Where personal data is transferred to Facebook's servers in the USA and stored and further processed there, this is done on the basis of the relevant adequacy decision of the European Commission (Commission Implementing Decision (EU) 2023/1795 of 10 July 2023 pursuant to Regulation (EU) 2016/679 of the European Parliament and of the Council on the adequacy of the level of protection of personal data under the EU-US Privacy Shield Framework).

Where the legal basis is Article 6(1)(f) of the GDPR (legitimate interests), the legitimate interest lies in the effective provision of information to users, customers and prospective clients, communication with these individuals, and the external presentation of Becker Mining.

Once your enquiry has been dealt with, the personal data you have provided will be deleted from our systems. Should you interact with us publicly, for example by leaving a comment or 'liking' a post, this data will remain publicly accessible on the site until it is deleted by us or by you. Where statutory retention obligations require longer storage, your data will be stored solely for this purpose and blocked for other purposes.

To exercise your right to object, please contact us either at privacy@becker-mining.com or at the above address by post or telephone. We will then process your request without delay.

The provision of your data is voluntary. However, it is not possible to visit our site without us processing personal data jointly with Facebook, or with Becker Mining and Facebook each acting as separate data controllers.

3) Instagram

Becker Mining uses the technical platform and services of Meta Platforms Ireland Limited, Merrion Road, Dublin 4, D04 X2K5, Ireland (hereinafter “Instagram”) for the information service offered here. Instagram is part of Meta Platforms Ireland Limited.

Please note that you use this Instagram profile and its features at your own risk. This applies in particular to the use of interactive features (e.g. commenting, sharing, rating) . Alternatively, you can also access the information provided via this page on our website at <https://www.becker-mining.com/>. When you visit our Instagram profile, Instagram collects, amongst other things, your IP address and other information stored on your computer in the form of cookies.

a) Joint responsibility with Instagram

This information is used to provide us, as the operator of the Instagram profile, with statistical information regarding the use of the Instagram profile. Instagram provides further details on this via the following link: <https://help.instagram.com/1533933820244654>.

The data collected about you in this context is processed by Meta Platforms Ireland Limited and may be transferred to countries outside the European Union. Instagram describes in general terms what information it receives and how it is used in its Data Use Policy. There you will also find information on how to contact Instagram and on the settings options for advertisements. The Data Use Policy is available at the following link: [https:// help.instagram.com/519522125107875](https://help.instagram.com/519522125107875).

Instagram does not provide a definitive or clear explanation of how it uses data from visits to Instagram profiles for its own purposes, to what extent activities on the Instagram profile are attributed to individual users, how long Instagram stores this data, or whether data from a visit to the Instagram page is passed on to third parties, is not conclusively and clearly stated by Instagram and is not known to us. When accessing an Instagram profile, the IP address assigned to your device is transmitted to Instagram. According to Instagram, this IP address is anonymised (for ‘German’ IP addresses). Instagram also stores information about its users’ devices (e.g. as part of the ‘login notification’ feature); which may enable Instagram to link IP addresses to individual users. If you are currently logged into Instagram as a user, a cookie containing your Instagram ID is stored on your device. This enables Instagram to track that you have visited this page and how you have used it. This also applies to all other Instagram pages. Through Instagram buttons embedded in websites, Instagram is able to record your visits to these websites and associate them with your Instagram profile. Based on this data, content or advertising can be tailored to you.

If you wish to avoid this, you should log out of Instagram or deactivate the ‘stay logged in’ function, delete the cookies stored on your device, and close and restart your browser. This will delete Instagram information that can be used to identify you directly. This allows you to use our Instagram profile without your Instagram ID being revealed. When you access interactive features on the page (like, comment, share, messages, etc.), an Instagram login screen will appear. Once you have logged in, Instagram will recognise you again as a specific user. Information on how to manage or delete information held about you can be found on the following Instagram support pages: <https://help.instagram.com/1533933820244654>.

b) Responsibility of Becker Mining

In addition, Becker Mining is solely responsible for certain data processing activities. We process the following data for the purpose of communicating with Instagram users in connection with our information service:

- User interactions (posts, likes, etc.);
- Profile name and data provided by the user in the conversation history, e.g. for processing service enquiries,
- Statistical surveys for targeted advertising;
- Statistical data on user interactions in aggregated form, i.e. without any personal reference for Becker Mining (e.g. page activities, page views, page previews, likes, recommendations, posts, videos, page subscriptions including origin, times of day);
- Target group-oriented advertisements based on aggregated demographic data that cannot be linked to specific individuals (e.g. age, place of residence, language or gender); and
- You can also find information on data protection on our Instagram profile. If you have any questions regarding the information we provide, you can contact us at privacy@becker-mining.com.

Processing is carried out for the purpose of responding to your enquiries (if you have submitted an enquiry) or communicating with you, and to publish information about events, products and services offered by Becker Mining. The legal basis for processing for the purpose of responding to enquiries that serve to conclude a future contract and are initiated by you is Article 6(1)(b) of the GDPR, and in all other cases Article 6(1)(f) of the GDPR.

Where personal data is transferred to Instagram's servers in the USA and stored and further processed there, this is done on the basis of the relevant adequacy decision of the European Commission (Commission Implementing Decision (EU) 2023/1795 of 10 July 2023 pursuant to Regulation (EU) 2016/679 of the European Parliament and of the Council on the adequacy of the level of protection of personal data under the EU-US Privacy Shield Framework).

Where the legal basis is Article 6(1)(f) of the GDPR (legitimate interests), the legitimate interest lies in the effective provision of information to users, customers and prospective clients, in communicating with these individuals, and in promoting Becker Mining's public image.

Once your enquiry has been dealt with, the personal data you have provided will be deleted from our systems. Should you interact with us publicly, for example by leaving a comment or 'liking' a post, this data will remain publicly accessible on the site until it is deleted by us or by you. Where statutory retention obligations require longer storage, your data will be stored solely for this purpose and blocked for other purposes.

To exercise your right to object, please contact us either at privacy@becker-mining.com or at the above address by post or telephone. We will then process your request without delay.

The provision of your data is voluntary. However, it is not possible to visit our profile without us processing personal data jointly with Instagram, or with Becker Mining and Instagram each acting under their own separate responsibility.

4) YouTube

Becker Mining uses the technical platform YouTube, a Google company with its principal place of business at Gordon House, Barrow Street, Dublin 4, Ireland (hereinafter “YouTube”), for the information service offered here.

a) YouTube’s responsibility

Please note that you use this YouTube page and its functions at your own risk. This applies in particular to the use of interactive features (e.g. commenting, sharing, rating).

Beyond enabling data processing in connection with the YouTube page, Becker Mining has no influence over the nature and scope of the data processed by YouTube, the manner of processing and use, or the disclosure of this data to third parties. Nor does Becker Mining have any further effective means of control in this regard. YouTube describes in general terms in its privacy policy what information YouTube receives and how it is used. There you will also find information on how to contact YouTube and on the settings options for advertisements. YouTube’s Privacy Policy is available at the following link: <https://policies.google.com/privacy?hl=de&gl=de>.

YouTube processes, on the one hand, the data you voluntarily provide, such as your name and username, email address, telephone number or the contacts in your address book, if you upload or synchronise it. On the other hand, YouTube also analyses the content you share to determine which topics you are interested in, processes messages you send directly to other users, and can determine your location using GPS data, information about wireless networks or your IP address in order to send you advertisements or other content.

YouTube uses analytics tools for this analysis. Becker Mining has no influence over YouTube’s use of such tools and has not been informed of any such potential use. Should tools of this kind be used by YouTube for the Becker Mining account, Becker Mining has neither commissioned nor approved this, nor has it supported it in any way. Furthermore, the data obtained by Becker Mining during the analysis is not made available. Only certain non-personal information regarding activities, such as the number of profile or ‘like’ clicks resulting from a specific activity, is visible to Becker Mining via the YouTube account. Furthermore, Becker Mining has no means of preventing or stopping the use of such tools.

In addition, YouTube also receives information when you, for example, view content, even if you have not created a YouTube account. Such data, referred to as ‘log files’, typically includes the IP address, the browser type, the operating system, information on previously visited websites, your location, your mobile network provider, the device you are using (including device ID and application ID), as well as information on search terms you have used and functions contained in cookies.

b) Becker Mining’s responsibility

In addition, Becker Mining is solely responsible for certain data processing activities. We process the following data to communicate with YouTube users as part of our information service:

- User interactions (posts, likes, video views, etc.);
- Profile name and data provided by the user in the conversation history, e.g. for processing service enquiries; and

- Statistical data on user interactions in aggregated form, i.e. without any personal reference for Becker Mining (e.g. number of video views, number of interactions, number of detailed extensions, number of likes and dislikes).

The processing is carried out for the purpose of responding to your enquiries (if you have submitted an enquiry to us) or communicating with you, and to publish information about events, products and services offered by Becker Mining. The legal basis for processing for the purpose of responding to enquiries that serve to conclude a future contract and are initiated by you is Article 6(1)(b) of the GDPR, and in other cases, i.e. for general enquiries, Article 6(1)(f) of the GDPR. 1(b) of the GDPR and, in all other cases, i.e. for general enquiries, Article 6(1)(f) of the GDPR.

Where personal data is transferred to Google's servers in the USA and stored and further processed there, this is done on the basis of the relevant adequacy decision of the European Commission (Commission Implementing Decision (EU) 2023/1795 of 10 July 2023 pursuant to Regulation (EU) 2016/679 of the European Parliament and of the Council on the adequacy of the level of protection of personal data under the EU-US Privacy Shield Framework).

The legitimate interest lies in the effective provision of information to users, customers and prospective clients, communication with these individuals, and the external presentation of Becker Mining.

Should you interact with us publicly, for example by leaving a comment or 'liking' a video, this data will remain publicly accessible on the site until it is deleted by us or by you.

Where statutory retention obligations require longer storage, your data will be stored solely for this purpose and blocked for other purposes.

To exercise your right to object, please contact either privacy@becker-mining.com or the above address by post or telephone. We will then process your request without delay.

The provision of your data is voluntary. However, it is not possible to visit our profile without Becker Mining and YouTube processing personal data under their own, separate responsibility.

§ 5 Your data subject rights

1) You have the following rights vis-à-vis us regarding the personal data concerning you:

- Right of access (Art. 15 GDPR),
- Right to rectification (Art. 16 GDPR),
- Right to erasure (Art. 17 GDPR),
- Right to restriction of processing (Art. 18 GDPR),
- Right to object to processing (Art. 21 GDPR, see paragraph 2)),
- Right to data portability (Art. 20 GDPR).

2) Right to object

Under Art. 21 GDPR, you have the right at any time to object, on grounds relating to your particular situation, to the processing of personal data concerning you which is carried out on the basis of Art. 6(1)(f) GDPR (data processing based on a balancing of interests). If you object, we will no longer process your personal data unless we can demonstrate compelling

legitimate grounds for the processing which override your interests, rights and freedoms, or the processing serves to establish, exercise or defend legal claims.

3) You also have the right to lodge a complaint with a data protection supervisory authority regarding our processing of your personal data.

Date: 13 September 2024